

MONDAY, MARCH 7, 2011
TWELFTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 5:00 p.m., and was called to order by Mr. Speaker Ramsey.

PRAYER

The proceedings were opened with prayer by Mr. Eric Bellah of Cedar Springs Presbyterian Church in Knoxville, Tennessee, a guest of Senator Overbey.

PLEDGE OF ALLEGIANCE

Senator Overbey led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

COMMUNICATIONS

March 1, 2011

The Honorable Ron Ramsey
Lieutenant Governor and Speaker of the Senate
One Legislative Plaza
Nashville, TN 37243

Dear Lieutenant Governor Ramsey:

I am hereby requesting your permission to be excused from the Senate Floor Session and legislative meetings on Monday, March 7, 2011.

Due to an obligation with my employer on this date, it is with great regret that I will be unable to be in Nashville.

Please excuse my absence on Monday, March 7, 2011. Thank you for your kind consideration of this request.

Sincerely,

/s/ Jamie Woodson
Senate Speaker Pro Tempore

APPROVED: Lieutenant Governor
Ron Ramsey

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March 7, 2011

The Honorable Ron Ramsey
Speaker of the Senate
One Legislative Plaza
Nashville, Tennessee 37243

Dear Speaker Ramsey:

This is to request your excuse for my absence from Session today, March 7, 2011. Due to personal business, I will be unable to attend.

I appreciate your consideration of this request.

Sincerely,

/s/ Jim Kyle

APPROVED: Lieutenant Governor
Ron Ramsey

STANDING COMMITTEE REPORT

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Joint Resolution No. 89.

YAGER, Chairperson
March 3, 2011

The Speaker announced that he had referred Senate Joint Resolution No. 89 to the Committee on Calendar.

PRESENTATION

Senator Ketron presented **Senate Joint Resolution No. 116** to Senator Haile.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 254, 639, 644, 645 and 669** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 254 -- Sunset Laws -- As introduced, extends the state election commission, June 30, 2016. Amends TCA Title 2, Chapter 11, Part 1 and Title 4, Chapter 29.

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House Bill No. 639 -- Sunset Laws -- As introduced, extends the archaeological advisory council, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 6, Part 1.

House Bill No. 644 -- Sunset Laws -- As introduced, extends the committee for purchase from the blind and other severely disabled, June 30, 2017. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 4, Part 7.

House Bill No. 645 -- Sunset Laws -- As introduced, extends conservation commission, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 2, Part 1.

House Bill No. 669 -- Sunset Laws -- As introduced, extends the Tennessee wars commission, June 30, 2016. Amends TCA Title 4, Chapter 11, Part 1 and Title 4, Chapter 29.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 2083 and 2084** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 2083 Local bill -- held on desk.

Senate Bill No. 2084 Local bill -- held on desk.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 117 through 120**; and **Senate Resolutions Nos. 15 through 18** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 117 by Senators Johnson and Henry.
Memorials, Sports -- Dr. Ann Hutcheson Price, Vanderbilt University Athletics Hall of Fame.

Senate Joint Resolution No. 118 by Senator McNally.
Constitutional Amendments -- Requests Congress to submit to the states for ratification an amendment to the U.S. Constitution prohibiting unfunded federal mandates and programs except during declared fiscal emergency.

Senate Joint Resolution No. 119 by Senators McNally and Campfield.
Constitutional Amendments -- As introduced, memorializes Congress to propose an amendment to the United States Constitution that would authorize states to rescind certain federal laws.

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Senate Joint Resolution No. 120 by Senator Haynes.
Memorials, Retirement -- Jerry Garrett.

Senate Resolution No. 15 by Senator Haile.
Memorials, Recognition -- Sam Rickman.

Senate Resolution No. 16 by Senator Haile.
Memorials, Recognition -- Perkins Drug Store and Gift Shoppe.

Senate Resolution No. 17 by Senator Haile.
Memorials, Recognition -- Andrew Finney.

Senate Resolution No. 18 by Senator Haile.
Memorials, Recognition -- Station Camp Church of Christ.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 96, 98, 100, 101 and 107**; and **Senate Joint Resolutions Nos. 112 through 115** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 96 -- Memorials, Personal Achievement -- Austin Lipe, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 96 to the Committee on Calendar.

House Joint Resolution No. 98 -- Memorials, Death -- Lance Corporal Andrew Carpenter.

The Speaker announced that he had referred House Joint Resolution No. 98 to the Committee on Calendar.

House Joint Resolution No. 100 -- Memorials, Recognition -- Robert "Bud" Raikes, inducted into the TSSAA Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 100 to the Committee on Calendar.

House Joint Resolution No. 101 -- Memorials, Professional Achievement -- Sumner County EMS honored with the Bob Thomas ALS Service Award.

The Speaker announced that he had referred House Joint Resolution No. 101 to the Committee on Calendar.

House Joint Resolution No. 107 -- Memorials, Personal Occasion -- Wallace and Bettie Fussell, 65th wedding anniversary.

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The Speaker announced that he had referred House Joint Resolution No. 107 to the Committee on Calendar.

Senate Joint Resolution No. 112 -- Memorials, Death -- Janice Keck.

The Speaker announced that he had referred Senate Joint Resolution No. 112 to the Committee on Calendar.

Senate Joint Resolution No. 113 -- Memorials, Public Service -- Donald L. Samuels.

The Speaker announced that he had referred Senate Joint Resolution No. 113 to the Committee on Calendar.

Senate Joint Resolution No. 114 -- General Assembly, Studies -- Establishes special joint committee to study mental health services on public college and university campuses.

The Speaker announced that he had referred Senate Joint Resolution No. 114 to the Committee on Delayed Bills.

Senate Joint Resolution No. 115 -- Memorials, Interns -- Rex Chamberlain.

The Speaker announced that he had referred Senate Joint Resolution No. 115 to the Committee on Calendar.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 115**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 115 -- Memorials, Interns -- Rex Chamberlain.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 115** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 15**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 15 -- Memorials, Recognition -- Sam Rickman.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

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On motion, **Senate Resolution No. 15** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 16**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 16 -- Memorials, Recognition -- Perkins Drug Store and Gift Shoppe.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 16** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 17**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 17 -- Memorials, Recognition -- Andrew Finney.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 17** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Haile moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 18**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 18 -- Memorials, Recognition -- Station Camp Church of Christ.

On motion of Senator Haile, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 18** was adopted.

A motion to reconsider was tabled.

NOTICE

**COMMITTEE ON CALENDAR'S REPORT
ON QUALIFIED ANNUAL EVENTS**

Pursuant to Rule 76(1), the report was received and filed with the Clerk.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 106 -- Memorials, Death -- Abigail Hopper Brown.

Senate Joint Resolution No. 107 -- Memorials, Recognition -- Roane Medical Center, surgery department ranked at 90 percent or higher for various areas of patient care by U.S. Department of Health and Human Services.

Senate Joint Resolution No. 108 -- Memorials, Professional Achievement -- Allan Benton, world's best bacon.

Senate Joint Resolution No. 109 -- Memorials, Recognition -- Jeff Parsons, named F.O.P. Bud Allison Memorial Lodge #9 Officer of the Year.

Senate Joint Resolution No. 110 -- Memorials, Death -- James Thomas Kelsey.

House Joint Resolution No. 88 -- Memorials, Recognition -- Bethpage Elementary School, 2010 National Blue Ribbon School.

House Joint Resolution No. 91 -- Memorials, Retirement -- Dewayne Oldham.

House Joint Resolution No. 93 -- Memorials, Recognition -- Meharry Medical College's Department of Psychiatry and Behavioral Sciences, 50th anniversary.

House Joint Resolution No. 94 -- Memorials, Professional Achievement -- Margaret Cole, Altrusa Woman of the Year.

House Joint Resolution No. 95 -- Memorials, Recognition -- Henry County Forestry Association named 2010 CFA of the Year by Tennessee Forestry Association.

House Joint Resolution No. 103 -- Memorials, Recognition -- Black History Month.

Senator Faulk moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tracy, Watson, Yager and Mr. Speaker Ramsey--30.

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A motion to reconsider was tabled.

MOTION

Senator Faulk moved that **Senate Bill No. 61** be rereferred to the Committee on Calendar, which motion prevailed.

CONSENT CALENDAR NO. 2

Senate Bill No. 160 -- Sunset Laws -- As introduced, extends the state election commission, June 30, 2016. Amends TCA Title 2, Chapter 11, Part 1 and Title 4, Chapter 29.

On motion, Senate Bill No. 160 was made to conform with **House Bill No. 254**.

On motion, House Bill No. 254, on same subject, was substituted for Senate Bill No. 160.

Senate Bill No. 195 -- Sunset Laws -- As introduced, extends the committee for purchase from the blind and other severely disabled, June 30, 2017. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 4, Part 7.

On motion, Senate Bill No. 195 was made to conform with **House Bill No. 644**.

On motion, House Bill No. 644, on same subject, was substituted for Senate Bill No. 195.

Senate Bill No. 197 -- Sunset Laws -- As introduced, extends the archaeological advisory council, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 6, Part 1.

On motion, Senate Bill No. 197 was made to conform with **House Bill No. 639**.

On motion, House Bill No. 639, on same subject, was substituted for Senate Bill No. 197.

Senate Bill No. 218 -- Sunset Laws -- As introduced, extends the southern dairy compact commission, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 43, Chapter 35, Part 1.

Senate Bill No. 356 -- Sexual Offenders -- As introduced, requires any sexual offender who is housed in a halfway house or any other facility as an alternative to incarceration to register as a sexual offender and report with the offender's registering agency. Amends TCA Title 40, Chapter 39.

Senate Bill No. 1087 -- Criminal Offenses -- As introduced, provides that making a false statement on a declaration, such as under the "Uniform Unsworn Foreign Declarations Act", is covered by the offense of perjury. Amends TCA Section 39-16-702.

Senate Joint Resolution No. 89 -- Naming and Designating -- Designates March 13-20, 2011, as "Jeff Byrd Week" in Tennessee.

Senator Faulk moved that all Senate Joint Resolutions be adopted; and all Senate Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tracy, Watson, Yager and Mr. Speaker Ramsey--30.

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A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 18 -- Constitutional Amendments -- Proposes an amendment to clarify the constitutional language that currently prohibits the levying of a tax on any class of income, other than income derived from stocks and bonds, and to prohibit any tax levied on or measured by employer payrolls, as amended.

Senator Kelsey moved that the Clerk read the resolution, as amended, which motion prevailed.

The Clerk read the resolution, as amended.

Thereupon, Mr. Speaker Ramsey declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 18**, as amended, had been read.

Senate Bill No. 52 -- Criminal Offenses -- As introduced, imposes criminal penalties upon persons who have hepatitis and who do not tell persons to whom it could be transmitted. Amends TCA Title 39, Chapter 13, Part 1.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by inserting between the first and second sentences of subdivision (e)(2) of the amendatory language of Section 7 the following:

The clerk shall transmit all money collected from a fine imposed for a violation of this section to the criminal injuries compensation fund created pursuant to § 40-24-107.

On motion, Amendment No. 1 was adopted.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting the first sentence of subdivision (e)(2) of the amendatory language of Section 7 and substituting instead the following:

Criminal exposure of another to hepatitis B virus (HBV) or hepatitis C virus (HCV) is a Class A misdemeanor, punishable by a fine of not more than one thousand dollars (\$1,000), restitution to the victim or victims, or both a fine and restitution.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 52**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

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A motion to reconsider was tabled.

Senator Ketron moved that **Senate Bill No. 87** be placed on the Calendar for Thursday, March 10, 2011, which motion prevailed.

Senator Watson moved that **Senate Bill No. 188** be placed at the heel of the Calendar for today, which motion prevailed.

Senator Watson moved that **Senate Bill No. 196** be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 215 -- Sunset Laws -- As introduced, extends the regional transportation authority, June 30, 2012. Amends TCA Title 4, Chapter 29 and Title 64, Chapter 8, Part 1.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding the following as a new, appropriately designated subdivision:

() Regional transportation authority, created by § 64-8-101;

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 215**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 288 -- Motor Vehicles -- As introduced, requires notice be given to the registered owner of an abandoned or unattended motor vehicle within three business days after receiving verification of ownership or within 30 days of taking the vehicle into custody, whichever is earlier. Amends TCA Title 55, Chapter 16.

Senator Overbey declared Rule 13 on **Senate Bill No. 288**.

Senator Tracy moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

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SECTION 1. Tennessee Code Annotated, Section 55-16-105, is amended in subsection (a) by deleting in its entirety the first sentence of such subsection and by substituting instead the following:

A police department that takes into custody an abandoned, immobile, or unattended motor vehicle, shall, within three (3) business days after taking such motor vehicle into custody, verify ownership of such motor vehicle pursuant to subsection (e). The police department shall, within three (3) business days after receiving verification of ownership, notify by registered mail, return receipt requested, the last known registered owner of the motor vehicle and all lienholders of record that the vehicle has been taken into custody.

SECTION 2. Tennessee Code Annotated, Section 55-16-105, is further amended in subsection (f) by deleting the first sentence in its entirety and by substituting instead the following:

In addition to the notification requirements of subsection (a), any garagekeeper or towing firm, which has in its possession an abandoned, immobile or unattended motor vehicle taken into custody by a police department, and in whose possession the vehicle was lawfully placed by the police department, shall, within three (3) business days after such motor vehicle is taken into its possession, verify ownership of such motor vehicle pursuant to subsection (e). The garagekeeper or towing firm shall, within three (3) business days after receiving verification of ownership, provide notice to the last known registered owner of the motor vehicle and all lienholders of record.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 288**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 301 -- Alcoholic Beverages -- As introduced, allows Blue Porch Bed and Breakfast to sell alcoholic beverages for consumption on premises. Amends TCA Section 57-4-102 and Section 57-4-101.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subdivision (v) in the amendatory language of Section 1 of the bill and substituting instead the following:

(v) Is located within any county having a population of not less than one hundred eighty-two thousand (182,000) nor more than one hundred eighty-two thousand one hundred (182,100) according to the 2000 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 301**, as amended, passed its third and final consideration by the following vote:

Ayes	22
Noes	6

Senators voting aye were: Barnes, Berke, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Summerville, Tate, Yager and Mr. Speaker Ramsey--22.

Senators voting no were: Beavers, Bell, Burks, Campfield, Herron and Southerland--6.

A motion to reconsider was tabled.

Senate Bill No. 330 -- Education, Higher -- As introduced, requires public institutions of higher education to give equal access to any domestic professional educators' organization if access to students in teacher training programs is granted to any other professional educators' organization. Amends TCA Title 49, Chapter 5; Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the amendatory language of subsection (a) of Section 1 of the bill in its entirety and substituting instead the following:

(a) Public institutions of higher education that provide teacher training programs shall allow equal access to any domestic professional educators' organization.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 330**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--30.

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Senator present and not voting was: Marrero--1.

A motion to reconsider was tabled.

Senate Bill No. 462 -- Taxes, Ad Valorem -- As introduced, revises deadlines for filing applications for refunds or presentments of credit vouchers; clarifies that repayment not required if certain persons determined to be eligible are later found to be ineligible for property tax relief. Amends TCA Title 67, Chapter 5, Part 7.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 3 of the bill and substituting instead the following:

SECTION 3. This act shall take effect upon becoming a law, and shall apply to pending claims for the 2011 tax year and thereafter, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 462**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 1213 -- Juries and Jurors -- As introduced, makes the jury coordinator law applicable to Rhea County, which was previously excluded from such law. Amends TCA Title 22.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 22-2-101(b), is amended by deleting subdivisions (1) and (2) in their entirety.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1213**, as amended, passed its third and final consideration by the following vote:

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Ayes 31
Noes 0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 86 -- Child Custody and Support -- As introduced, requires a parent desiring to relocate more than 100 miles from the other parent or outside the state to send notice of the move to the other parent no later than 90 days, rather than 60 days, before the move. Amends TCA Title 36, Chapter 6, Part 1.

Senator Overbey declared Rule 13 on **Senate Bill No. 86**.

Senator Campfield moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subdivision (a)(4) in the amendatory language of the bill and substituting instead the following:

(4) Statement that the other parent may file a petition in opposition to the move within sixty (60) days of receipt of the notice.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 86**, as amended, passed its third and final consideration by the following vote:

Ayes 18
Noes 10
Present, not voting . . . 2

Senators voting aye were: Beavers, Bell, Campfield, Crowe, Faulk, Gresham, Haile, Herron, Johnson, Kelsey, McNally, Norris, Southerland, Summerville, Tracy, Watson, Yager and Mr. Speaker Ramsey--18.

Senators voting no were: Barnes, Berke, Burks, Finney, Ford, Harper, Haynes, Marrero, Overbey and Stewart--10.

Senators present and not voting were: Henry and Tate--2.

A motion to reconsider was tabled.

Senator Gresham moved that **Senate Bill No. 102** be placed on the Calendar for Wednesday, March 9, 2011, which motion prevailed.

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Senate Bill No. 188 -- Sunset Laws -- As introduced, extends the Tennessee wars commission, June 30, 2016. Amends TCA Title 4, Chapter 11, Part 1 and Title 4, Chapter 29.

On motion, Senate Bill No. 188 was made to conform with **House Bill No. 669**.

On motion, House Bill No. 669, on same subject, was substituted for Senate Bill No. 188.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-234(a), is amended by adding the following as a new, appropriately designated subdivision:

() Tennessee wars commission, created by § 4-11-501;

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 669**, as amended, passed its third and final consideration by the following vote:

Ayes	28
Noes	1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Marrero, McNally, Norris, Southerland, Stewart, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--28.

Senator voting no was: Summerville--1.

A motion to reconsider was tabled.

Senate Bill No. 196 -- Sunset Laws -- As introduced, extends conservation commission, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 2, Part 1.

On motion, Senate Bill No. 196 was made to conform with **House Bill No. 645**.

On motion, House Bill No. 645, on same subject, was substituted for Senate Bill No. 196.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 645** passed its third and final consideration by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Watson, Yager and Mr. Speaker Ramsey--29.

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A motion to reconsider was tabled.

RECALL OF BILL

On motion of Senator Ketron, **Senate Bill No. 1036** was recalled from the Committee on Commerce, Labor and Agriculture.

WITHDRAWAL OF BILL

On motion of Senator Ketron, Senate Bill No. 1036 was withdrawn from the Senate.

RECALL OF BILL

On motion of Senator Haynes, **Senate Bill No. 346** was recalled from the Committee on State and Local Government.

WITHDRAWAL OF BILL

On motion of Senator Haynes, Senate Bill No. 346 was withdrawn from the Senate.

MOTION

On motion of Senator McNally, his name was added as sponsor of **Senate Joint Resolution No. 107**.

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 108**.

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson and Yager, their names were added as sponsors of **Senate Joint Resolution No. 110**.

On motion of Senators Haile and Haynes, their names were added as sponsors of **House Joint Resolution No. 88**.

On motion of Senator Haile, his name was added as sponsor of **House Joint Resolution No. 91**.

On motion of Senators Harper, Haynes, Ford, Marrero, Burks, Berke and Tate, their names were added as sponsors of **House Joint Resolution No. 93**.

On motion of Senator Herron, his name was added as sponsor of **House Joint Resolution No. 95**.

On motion of Senators Harper, Burks, Marrero, Berke, Stewart, Barnes, Ford and Tate, their names were added as sponsors of **House Joint Resolution No. 103**.

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On motion of Mr. Speaker Ramsey, his name was added as sponsor of **Senate Bills Nos. 61 and 326**.

On motion of Senators Burks, Stewart, Barnes, Tracy and Ford, their names were added as sponsors of **Senate Bill No. 356**.

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Haile, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson and Yager, their names were added as sponsors of **Senate Joint Resolution No. 89**.

On motion of Senator Henry, his name was added as sponsor of **Senate Bill No. 188**.

On motion of Senators Burks and Barnes, their names were added as sponsors of **Senate Bill No. 462**.

On motion of Senator Overbey, his name was added as sponsor of **Senate Bill No. 338**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bill No. 81**.

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 807**.

On motion of Senator Tracy, his name was added as prime sponsor of **Senate Bills Nos. 21, 635 and 1544**.

On motion of Senator Henry, his name was added as prime sponsor of **Senate Bill No. 24**.

On motion of Senators Harper and Haynes, their names were added as sponsors of **Senate Bill No. 24**.

ENGROSSED BILLS

March 7, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 52, 86, 215, 218, 288, 301, 330, 356, 462, 1087 and 1213; and Senate Joint Resolutions Nos. 89, 106, 107, 108, 109, 110 and 115; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 53, 55, 240, 251, 378, 575, 583, 626, 627, 628, 629, 641, 666, 962, 963 and 983; passed by the House.

JOE MCCORD,
Chief Clerk.

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MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 254, 639, 644, 645 and 669; passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 105, 106, 108, 109, 110, 111 and 112; adopted, for the Senate's action.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 27 and 79, substituted for House Bills on same subjects and passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 29, 91, 179, 186, 190 and 458; substituted for House Bills on same subjects and passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 89, concurred in by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 7, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 105 and 116, concurred in by the House.

JOE MCCORD,
Chief Clerk.

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ENROLLED BILLS

March 8, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 27, 29, 79, 91, 179, 186, 190 and 458; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENROLLED BILLS

March 8, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 89, 105 and 116; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENROLLED BILLS

March 8, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 15, 16, 17 and 18; and find same correctly enrolled and ready for the signature of the Speaker.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

March 8, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 44, for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 8, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 88, 91, 93, 94, 95 and 103; for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

MONDAY, MARCH 7, 2011 -- 12TH LEGISLATIVE DAY

SIGNED

March 8, 2011

The Speaker announced that he had signed the following: Senate Bills Nos. 27, 29, 79, 91, 179, 186, 190 and 458.

SIGNED

March 8, 2011

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 89, 105 and 116.

SIGNED

March 8, 2011

The Speaker announced that he had signed the following: Senate Resolutions Nos. 15, 16, 17 and 18.

SIGNED

March 8, 2011

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 88, 91, 93, 94, 95 and 103.

MESSAGE FROM THE HOUSE

March 8, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 34, signed by the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

March 8, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 89, 105 and 116; signed by the Speaker.

JOE MCCORD,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 8, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 34; and Senate Joint Resolutions Nos. 89, 105 and 116; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

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**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, March 9, 2011: Senate Joint Resolutions Nos. 112 and 113; and House Joint Resolutions Nos. 96, 98, 100, 101 and 107.

This the 7th day of March, 2011.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, March 9, 2011: Senate Bills Nos. 355, 490, 626, 930 and 931.

This the 7th day of March, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 10, 2011: Senate Joint Resolutions Nos. 117 and 120; and House Joint Resolutions Nos. 105, 106, 108, 109, 110, 111 and 112.

This the 8th day of March, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 10, 2011: Senate Bills Nos. 57, 60, 253, 283, 334, 376, 807, 1154 and 1155.

This the 8th day of March, 2011.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 10, 2011: Senate Bills Nos. 89, 335, 1467, 1528, 87 and 325.

This the 8th day of March, 2011.
MIKE FAULK, Chairperson.

MONDAY, MARCH 7, 2011 -- 12TH LEGISLATIVE DAY

ADJOURNMENT

Senator Norris moved the Senate adjourn until 8:30 a.m., Wednesday, March 9, 2011, which motion prevailed.